

#37 / *Amend #*  
*@ Free*  
*5/25/03*

Patent Application No. 08/808,315  
Attorney Docket No. 81880.0087

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hiroyuki KINOSHITA et al.

Serial No: 08/808,315

Filed: February 28, 1997

For: SAPPHIRE SINGLE CRYSTAL,  
SEMICONDUCTOR LASER DIODE  
USING THE SAME FOR SUBSTRATE,  
AND METHOD FOR MANUFACTURING  
THE SAME (Amended)

Art Unit: 2828

Examiner: James A. Menefee

I hereby certify that this correspondence  
is being transmitted via facsimile to (703)  
872-9319: Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-  
1450 on

May 19, 2003

Date of Deposit

Diane Zynn

Name

*Diane Zynn* 05/19/03  
Signature Date

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office action dated December 18, 2002, time for response  
to which has been extended by the enclosed Petition to May 18, 2003 (a Sunday),  
please enter and consider the following amendments and remarks:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.

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PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE)

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	08/808,315
Filing Date	February 28, 1997
First Named Inventor	Hiroyuki KINOSHITA et al.
Art Unit	2828
Examiner Name	James A. Menefee
Attorney Docket Number	81880.0087

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1314.
- i. ☒ RCE fee required under 37 CFR 1.17(e) \$750
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) \$410
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	Lawrence J. McClure	Registration No. (Attorney Agent)	44,228
Signature	<i>Lawrence J. McClure</i>	Date	May 19, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print Type)	Diane Zynn
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TO: U.S. Patent and Trademark Office  
Examiner: James A. Menefee  
Art Unit: 2828

DATE: May 19, 2003

FROM: Lawrence J. McClure

TIME: \_\_\_\_\_

TOTAL NO. OF PAGES, INCLUDING COVER: 9

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#### MESSAGE:

RE: U.S. Patent Application Serial No.:08/808,315; Our Ref. 81880.0087

I hereby certify that the following documents:

- Amendment Under 37 C.F.R. § 1.116/Amendment Transmittal Letter
- Petition for Extension of Time (2 months)
- RCE

are being facsimile transmitted to the Commissioner for Patents, Washington, D.C. 20231, for filing in the above application.

May 19, 2003

  
Diane Zynn

TELECOPY/FAX NUMBER: 703-872-9319 Art Unit 2828

CLIENT NUMBER: 81880.0087

ATTORNEY BILLING NUMBER: 1966

CONFIRMATION NUMBER: (703) 605-4367 (please return fax to Diane Zynn)

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